

**ENTERED**

December 18, 2020

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

JESUS P. SALDANA,

Petitioner,

VS.

BOBBY LUMPKIN,

Respondent.

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CIVIL ACTION NO. 1:20-CV-179

**ORDER ADOPTING REPORT AND RECOMMENDATION**

Petitioner Jesus P. Saldana filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. (Petition, Doc. 1)

On November 5, 2020, the United States Magistrate Judge issued a Report and Recommendation (Doc. 2) concluding that the Petition should be dismissed without prejudice for lack of jurisdiction. No party filed any objections to the Report and Recommendation.

The Court **ADOPTS** the Report and Recommendation. As a result, it is:

**ORDERED** that Petitioner Jesus P. Saldana's Petition for a Writ of Habeas Corpus by a Person in State Custody (Doc. 1) is **DISMISSED WITHOUT PREJUDICE**.

The Court denies a Certificate of Appealability.

The Clerk of Court is directed to close this matter.

SIGNED this 18th day of December, 2020.



Fernando Rodriguez, Jr.  
United States District Judge